

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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ACCESS 4 ALL, INC., a Not-for-Profit  
Corporation, and FELIX ESPOSITO,  
Individually,

Plaintiffs,

v.

GSH LODGING, LLC, a Delaware  
Limited Liability Company,

Defendant.

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Case Number: 1:04-12238-JLT-RBC

[PROPOSED] JOINT SCHEDULING STATEMENT  
PURSUANT TO LOCAL RULE 16.1(D)

Pursuant to Fed. R. Civ. P. 26(f) and Local Rule 16.1(d), the parties submit the following joint statement in connection with the Scheduling Conference to be held on not presently set.:

1. **Matters to be Discussed at Conference.** The parties will appear prepared to discuss the following issues:

- a. A proposed pre-trial schedule for the case that includes the plan for discovery and deadlines;
- b. Anticipated dispositive and pre-trial motions;
- c. Alternative Dispute Resolution; and
- d. Settlement.

2. **Procedural Motions and other Pending Matters.** There are no pending motions currently before the Court.

3. **Schedule for Discovery.** The parties have agreed on the following discovery

schedule:

DEADLINE OR EVENT	AGREED DATE
Fed. R. Civ. P. 26(a)(1)(C)-(D) disclosures	previously submitted.
Fed. R. Civ. P. 26(a)(1)(A)-(B) disclosures	As required through the course of discovery.
Plaintiffs' Expert Reports [Fed. R. Civ. P. 26(a)(2).]	July 20, 2005
Defendant's Expert Reports [Fed. R. Civ. P. 26(a)(2).]	August 20, 2005
Close of Discovery	August 31, 2005
Summary Judgment Motions	September 1, 2005
All other Motions, including Motions In Limine	September 20, 2005
Motion to Add Parties or to Amend Pleadings	September 20, 2005
Final Pretrial Conference	On or about October 1, 2005
Trial	On or about October 10, 2005
Estimated Length of Trial [trial days]	1 day

4. **Discovery Limits.** The parties have agreed that discovery be conducted pursuant to the limits set forth in Local Rule 26.1(C). The parties have further agreed that all discovery requests must be propounded no later than 33 days prior to the close of discovery. Each party shall reserve its or his right to seek by motion additional discovery, with good cause shown.

5. **Settlement.** The parties have agreed that settlement is likely, but do not at this time request a settlement conference before a Magistrate Judge.

6. **Trial by Magistrate Judge.** At this time, the parties are not prepared to consent to trial by a Magistrate Judge.

7. **Budget and Alternative Dispute Resolution.** Counsel for the parties have conferred with their respective clients concerning establishing a budget for litigation and the use of Alternative Dispute Resolution. The parties are willing to participate in mediation in an attempt to resolve this matter and have agreed on, or will attempt to agree upon, a mutually acceptable mediator. The parties have attached their certifications required pursuant to Local Rule 16.1(D)(3).

8. **Modification of Schedule.** All dates set forth herein may be modified by written agreement of the parties and approval of the Court, or upon motion of the Court for good cause shown.

Date: This \_\_\_\_\_ Day of \_\_\_\_\_, 200\_\_\_\_.

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